

HOUSE BILL NO. 1

INTRODUCED BY WANZENRIED, BERGREN, COHENOUR, DICKENSON, DOWELL, ELLIOTT, GILLAN,
HAMILTON, HAWKS, JOPEK, LARSON, LASLOVICH, LENHART, MATTHEWS, MCALPIN, PARKER,
RYAN, SCHMIDT, TESTER, TROPILA, WINDY BOY, WISEMAN

BY REQUEST OF THE GOVERNOR

A BILL FOR AN ACT ENTITLED: "AN ACT APPROPRIATING MONEY FOR THE PURPOSES SPECIFIED IN
THE CALL FOR THE SPECIAL SESSION AND FOR OTHER PURPOSES RELATED TO THE ITEMS
SPECIFIED IN THE CALL; APPROPRIATING MONEY FROM THE STATE GENERAL FUND TO THE
DEPARTMENT OF ADMINISTRATION FOR A CONDITION AND NEEDS ASSESSMENT AND ENERGY AUDIT
OF K-12 PUBLIC SCHOOL FACILITIES; APPROPRIATING MONEY FROM THE STATE GENERAL FUND TO
THE OFFICE OF PUBLIC INSTRUCTION FOR DISTRIBUTION TO SCHOOL DISTRICTS FOR THE COSTS
OF WEATHERIZATION OR DEFERRED MAINTENANCE, FOR ENERGY COST RELIEF, FOR INDIAN
EDUCATION FOR ALL, FOR AT-RISK STUDENT PAYMENTS, FOR TRANSPORTATION PAYMENTS, AND
FOR BASE AID; APPROPRIATING MONEY FROM THE GENERAL FUND TO THE MONTANA SCHOOL FOR
THE DEAF AND BLIND AND TO THE DEPARTMENT OF CORRECTIONS; APPROPRIATING MONEY FROM
THE GENERAL FUND TO THE TEACHERS' RETIREMENT SYSTEM PENSION TRUST FUND;
APPROPRIATING MONEY FROM THE GENERAL FUND TO THE PUBLIC EMPLOYEES' RETIREMENT
SYSTEM PENSION TRUST FUND; AND PROVIDING EFFECTIVE DATES."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. **Section 1. Appropriations.** (1) (A) There is appropriated \$2.5 million from the
general fund to the department of administration to be used through June 30, 2009, to pay for the costs of
completing a condition and needs assessment AND ENERGY AUDIT of K-12 public school facilities or for contracting
with a private vendor to complete a condition and needs assessment AND ENERGY AUDIT of K-12 public school
facilities in the state.

(B) THE DEPARTMENT SHALL WORK IN CONJUNCTION WITH THE LEGISLATIVE FINANCE COMMITTEE TO DESIGN
THE PROCESS FOR COLLECTING AND ANALYZING DATA, INCLUDING DATA RELATED TO THE TOTAL SQUARE FOOTAGE, THE
PERCENTAGE OF THE TOTAL SQUARE FOOTAGE THAT IS BEING UTILIZED FOR EDUCATIONAL PROGRAMS, AND THE SQUARE

1 FOOTAGE PER STUDENT, TO BE USED IN THE FACILITY CONDITION AND NEEDS ASSESSMENT AND ENERGY AUDIT.

2 (c) On or before July 1, 2008, the department of administration shall report the findings and
3 recommendations of the K-12 public school facility condition and needs assessment AND ENERGY AUDIT to the
4 appropriate committee of the legislature.

5 (2) (a) There is appropriated \$23 million from the general fund to the office of public instruction to be
6 distributed as follows to each school district to pay for the costs of weatherization or deferred maintenance in
7 the district:

8 (i) \$1,000 for each district; and

9 (ii) \$153 for each ANB, calculated as provided in 20-9-311, in each district.

10 (b) Each district that receives money under subsection (2)(a):

11 (i) shall deposit the money in the miscellaneous programs fund;

12 (ii) may retain the money for a maximum of 3 years and shall return any unexpended balance to the
13 state for deposit in the general fund; and

14 (iii) may use the money as a match for any other local, state, or federal money.

15 (c) A district may not transfer money received under this subsection (2) to another fund.

16 (3) (a) There is appropriated ~~\$1 million~~ \$2 MILLION from the general fund to the office of public instruction
17 for energy cost relief to be used for utilities or transportation only. The office of public instruction shall distribute
18 the money to school districts on a per-ANB basis, calculated as provided in 20-9-311.

19 (b) A district receiving funds under this subsection (3) shall deposit the money in the miscellaneous
20 programs fund and may not transfer money received under this subsection (3) to another fund.

21 (4) (a) There is appropriated \$7 million from the general fund to the office of public instruction for Indian
22 education for all to be allocated to districts on a per-ANB basis, calculated as provided in 20-9-311.

23 (b) A district receiving funds under this subsection (4) shall deposit the money in the miscellaneous
24 programs fund and may not transfer money received under this subsection (4) to another fund.

25 (5) There is appropriated \$28,668,278 from the general fund to the office of public instruction for BASE
26 aid to public schools as provided for in [LC 0001].

27 (6) There is appropriated ~~\$2.5 million~~ \$5 MILLION from the general fund to the office of public instruction
28 for at-risk student payments, as provided for in [LC 0001].

29 (7) THE FOLLOWING IS APPROPRIATED FROM THE GENERAL FUND TO PROVIDE FUNDING FOR THE QUALITY
30 EDUCATOR, INDIAN EDUCATION FOR ALL, AND AMERICAN INDIAN ACHIEVEMENT GAP COMPONENTS AT THE MONTANA

1 SCHOOL FOR THE DEAF AND BLIND AND PINE HILLS AND RIVERSIDE YOUTH CORRECTIONAL FACILITIES:

2 MONTANA SCHOOL FOR THE DEAF AND BLIND \$85,000

3 DEPARTMENT OF CORRECTIONS \$63,800

4 (8) THERE IS APPROPRIATED \$130,000 FROM THE GENERAL FUND TO THE OFFICE OF PUBLIC INSTRUCTION FOR
5 TRANSPORTATION PAYMENTS.

6 ~~(7)~~(9) There is appropriated \$100 million from the general fund to the teachers' retirement system
7 pension trust fund.

8 ~~(8)~~(10) There is appropriated \$25 million from the general fund to the public employees' retirement
9 system pension trust fund.

10
11 NEW SECTION. Section 2. Contingent voidness. If [LC 0001] is not passed and approved, then
12 [section 1(5) and (6)] are void.

13
14 NEW SECTION. Section 3. Effective dates. (1) Except as provided in subsection (2), [this act] is
15 effective July 1, 2006.

16 (2) [Section 1(1), ~~(7)~~, and ~~(8)~~ (3), (9), AND (10) and this section] are effective on passage and approval.

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